IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF MISSISSIPPI GREENVILLE DIVISION

DANIEL C. PERRY

PLAINTIFF

VS.

CIVIL ACTION NO. 4:05-cv-31-M-B

RICARDO Y. TORRES

DEFENDANT

AGREED ORDER OF DISMISSAL WITH PREJUDICE

UPON motion *ore tenus* of the parties for a dismissal with prejudice as to the Defendant, Ricardo Y. Torres, in the above-referenced matter and the Court being advised that Daniel C. Perry, party to the above-referenced lawsuit has reached an accord and satisfaction, agreeing to resolve the claims, the Court finds that said motion is well taken and should be granted.

IT IS THEREFORE ORDERED AND ADJUDGED, that the claims made against Ricardo Y. Torres, in the above referenced matter are hereby dismissed with prejudice, with each party to bear their own costs.

SO ORDERED AND ADJUDGED, this the

, 2005.

UNITED STATES MAGISTRATE JUDG

Agreed as to Form:

Attorney for Plaintiff (Curt Crowley, Esq Schwartz & Associates, P.A. Post Office Box 3949 Jackson, Mississippi 39207-3949

Attorney for Defendant

Webb, Sanders & Williams, P.L.L.C. Paul N. Jenkins, Jr., MSB # 100041 Paige C. Bush, MSB # 101072 363 North Broadway Post Office Box 496 Tupelo, Mississippi 38802 (662) 844-2137